

REMARKS/ARGUMENTS

The Examiner is thanked for the careful review of this Application. Claims 1, 2, 4-12, 16-23, and 26-30 are pending after entry of the present Amendment. Claims 3, 4, 5, 13, 14, 15, 24, and 25 are cancelled. The amendments do not introduce new matter.

Rejections under 35 U.S.C. § 102(e)

The Office has rejected claims 1, 2 5-9, 11, 12, 15-19, and 21-29 under 35 U.S.C. § 102(e) as being anticipated by U.S. Patent No. 6,615,264 to Stoltz et al. (Stoltz). The Applicant respectfully traverses each rejection for at least the following reasons.

Stoltz discloses a method and apparatus for remotely administered authentication and access control services. The subject invention, as defined in the amended independent claims 1, 11, and 21, provides a method, system, and computer readable medium for identifying a smart card. It is respectfully submitted that Stoltz fails to disclose identifying a smart card, as defined in the amended independent claims 1, 11, and 21. Among other features, Stoltz fails to disclose obtaining a token type by consulting a configuration file or a probe order file. Furthermore, Stoltz fails to disclose a configuration file or a probe order file, as defined in the claimed invention. It is respectfully submitted that Applicant's interpretation is also supported by the Office, as provided in the Office Action. Citing to column 18, lines 6-18, the Office has interpreted that Stoltz discloses using a token ID and a token type to identify the smart card. However, the Office has not specifically concluded that Stoltz discloses obtaining the token type by consulting a configuration file or a probe order file. Applicant has amended the independent claims 1, 11, and 20 to include this feature.

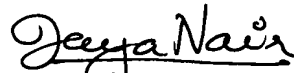
As Stoltz fails to teach each and every element of the claimed invention, the Applicant respectfully submits that amended independent claims 1, 11, and 21 are patentable under 35 U.S.C. § 102(e) over Stoltz. However, the 102(e) reference is now a 102(e)/103(c) reference. As such, the Applicant respectfully submits that Stoltz and the subject application were, at the time the subject invention was made, subject to an obligation of assignment to the same person or organization, Sun Microsystems, Inc. See MPEP § § 706.02(l) and 2146. Accordingly, Stoltz should be removed as a reference under 35 U.S.C. § 103 (c).

Rejections under 35 U.S.C. § 103(a)

The Office has rejected claims 10, 20, and 30 under 35 U.S.C. section 103(a), as being unpatentable over U.S Patent No. 5,307,411 to Anvret et al. (Anvret) in view of Schlumberger Unveils E-Cash Enabled Smart Loyalty Card, New Wire (Schlumberger). Anvret teaches means for identification and exchange of encryption keys between two communicating apparatus for encrypted transmissions. According to the Anvret, the reader for smart card is connected to each communication apparatus. Even though Anvret mentions smart card, the combination of Schlumberger and Anvret does not teach the subject matter of claims 10, 20, and 30. Claims 10, 20, and 30 depend directly or indirectly from independent claims 1, 11, and 21, respectively. As described above with respect to rejections under 35 U.S.C. § 102(e), independent claims 1, 11, and 21 include the feature that the probe order file is configured to direct a computing device to the configuration files and this feature is not taught by either Anvret or Schlumberger. Therefore, even if the Anvret and Schlumberger combination teaches what is proposed by the Examiner (a proposition with which the Applicant disagrees), the combination still does not teach what is disclosed in the claimed invention. Accordingly, rejection of claims under § 103 (a) should be withdrawn.

In view of the foregoing, the Applicant respectfully submits that all of the pending claims are in a condition for allowance. Accordingly, a Notice of Allowance is respectfully requested. If the Examiner has any questions concerning the present Amendment, the Examiner is kindly requested to contact the undersigned at (408) 774-6926. If any additional fees are due in connection with filing this Amendment, the Commissioner is also authorized to charge Deposit Account No. 50-0805 (Order No. SUNMP588). A duplicate copy of the transmittal is enclosed for this purpose.

Respectfully submitted,
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App. No. 09/801,410
Amendment, Dated January 4, 2006
Reply to Office Action of October 4, 2005

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